



STATE OF NORTH CAROLINA
DEPARTMENT OF TRANSPORTATION

BEVERLY EAVES PERDUE
GOVERNOR

EUGENE A. CONTI, JR.
SECRETARY

October 12, 2011

N.C. Dept. of Environment and Natural Resources
Division of Coastal Management
400 Commerce Avenue
Morehead City, NC 28557

Attn: Mr. Stephen Lane
NCDOT Coordinator

Dear Sir:

Subject:

Application for a CAMA General Permit for utility work due to the proposed widening of US 158 from Murfreesboro Bypass to US 13 West of Winton, Hertford County. TIP R-2583; Debit \$400 from WBS 35489.1.1

Please find enclosed the North Carolina Division of Coastal Management Major Permit Form and utility plans for the above referenced project. An Environmental Assessment and Finding of No Significant Impact were completed April 27, 2008 and June 3, 2008 respectively, and were distributed shortly thereafter. Additional copies are available upon request.

The North Carolina Department of Transportation (NCDOT), Division of Highways, in consultation with the Federal Highway Administration (FHWA), proposes to widen US 158 from Murfreesboro Bypass to US 13 West of Winton, Hertford County. No impacts to wetlands or surface waters due to utilities are proposed. This application is for utility work associated with the project and is being requested in advance to allow time for utility relocations to commence prior to widening operations.

The work involves relocating an overhead power line that will cross a bend of Potecasi Creek. Two poles will be removed and two new poles will be installed in new locations to accomplish the work. The poles will be located on the same bank and the line will only cross over the outside bend of the stream.

Regulatory Approvals

Section 404 Permit: A Section 404 Nationwide permit from the U.S. Army Corps of Engineers is not required for the utility relocation.

Section 401 Permit: A Section 401 General Certification from the North Carolina Department of Environmental and Natural Resources, Division of Water Quality is not required for the utility relocation.

CAMA: NCDOT requests that the proposed utility work associated with this project be authorized under a Coastal Area Management Act General Permit. The remaining construction activities will be requested via a Coastal Area Management Act Major Development Permit. Certified mail return receipts will be forwarded when available. A check in the amount of \$400 is also enclosed for the application fee.

A copy of this permit application and its distribution list will be posted on the NCDOT Website at: <http://www.ncdot.org/doh/preconstruct/pe/>. Thank you for your assistance with this project. If you have any questions or need additional information, please contact Chris Manley at cdmanley@ncdot.gov or (919) 707-6135.

Sincerely,



for

Gregory J. Thorpe, Ph.D., Branch Manager
Project Development and Environmental Analysis

cc:
NCDOT Permit Application Standard Distribution List

APPLICATION for Major Development Permit



(last revised 12/27/06)

North Carolina DIVISION OF COASTAL MANAGEMENT

1. Primary Applicant/ Landowner Information			
Business Name North Carolina Department Of Transportation (Ncdot)		Project Name (if applicable) US 158 Widening from Murfreesboro to US 13 east of Winton	
Applicant 1: First Name Gregory	MI J.	Last Name Thorpe	
Applicant 2: First Name	MI	Last Name	
<i>If additional applicants, please attach an additional page(s) with names listed.</i>			
Mailing Address 1548 Mail Service Center		PO Box	City Raleigh
			State NC
ZIP 27699-1548	Country Wake	Phone No. 919 - 707 - 6000 ext.	FAX No. - -
Street Address (if different from above) PDEA - Century Center Building A 1000 Birch Ridge Drive		City Raleigh	State NC
			ZIP 27610-
Email gthorpe@ncdot.gov			

2. Agent/Contractor Information			
Business Name Arcadis G&M Of Nc Inc.			
Agent/ Contractor 1: First Name Robert	MI S	Last Name Lepsic	
Agent/ Contractor 2: First Name	MI	Last Name	
Mailing Address 801 Corporate Center Drive, Suite 300		PO Box	City Raleigh
			State NC
ZIP 27607 5073		Phone No. 1 919 - 854 - 9812 ext. 195	Phone No. 2 919 - 854 - 1282 ext. 195
FAX No. 919 854 5448	Contractor #		
Street Address (if different from above)		City	State
			ZIP -
Email robert.lepsic@arcadis-us.com			

<Form continues on back>

3. Project Location				
County (can be multiple) Hertford		Street Address Highway 158		State Rd. #
Subdivision Name N/A		City Winton Township	State NC	Zip -
Phone No. - - ext.		Lot No.(s) (if many, attach additional page with list) N/A,		
a. In which NC river basin is the project located? Chowan USGS HUC 03010204 NCDWQ SubBasin 03-01-02		b. Name of body of water nearest to proposed project Potecasi Creek		
c. Is the water body identified in (b) above, natural or manmade? <input checked="" type="checkbox"/> Natural <input type="checkbox"/> Manmade <input type="checkbox"/> Unknown		d. Name the closest major water body to the proposed project site. Chowan River		
e. Is proposed work within city limits or planning jurisdiction? <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No		f. If applicable, list the planning jurisdiction or city limit the proposed work falls within. N/A		

4. Site Description	
a. Total length of shoreline on the tract (ft.) 5,450 ft of shoreline along Potecasi Creek	b. Size of entire tract (sq.ft.) 6,850,245.6 sq ft
c. Size of individual lot(s) N/A, (If many lot sizes, please attach additional page with a list)	d. Approximate elevation of tract above NHW (normal high water) or NWL (normal water level) <input type="checkbox"/> NHW or <input type="checkbox"/> NWL
e. Vegetation on tract Area is located on a maintained overhead powerline easement. The vegetation was recently mowed. Vegetation surrounding the easement is mature pine/hardwood forest.	
f. Man-made features and uses now on tract: The only manmade features on tract are wooden power poles and the overhead powerline.	
g. Identify and describe the existing land uses <u>adjacent</u> to the proposed project site. Adjacent land uses are forested.	
h. How does local government zone the tract? RA-20 Residential	i. Is the proposed project consistent with the applicable zoning? (Attach zoning compliance certificate, if applicable) <input checked="" type="checkbox"/> Yes <input type="checkbox"/> No <input type="checkbox"/> NA
j. Is the proposed activity part of an urban waterfront redevelopment proposal? <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No	
k. Has a professional archaeological assessment been done for the tract? If yes, attach a copy. <input checked="" type="checkbox"/> Yes <input type="checkbox"/> No <input type="checkbox"/> NA If yes, by whom?	
l. Is the proposed project located in a National Registered Historic District or does it involve a National Register listed or eligible property? <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No <input type="checkbox"/> NA	

<Form continues on next page>

m. (i) Are there wetlands on the site?	<input checked="" type="checkbox"/> Yes <input checked="" type="checkbox"/> No
(ii) Are there coastal wetlands on the site?	<input type="checkbox"/> Yes <input checked="" type="checkbox"/> No
(iii) If yes to either (i) or (ii) above, has a delineation been conducted? <i>(Attach documentation, if available)</i>	<input checked="" type="checkbox"/> Yes <input type="checkbox"/> No
n. Describe existing wastewater treatment facilities. N/A	
o. Describe existing drinking water supply source. N/A	
p. Describe existing storm water management or treatment systems. N/A	

5. Activities and Impacts	
a. Will the project be for commercial, public, or private use?	<input type="checkbox"/> Commercial <input checked="" type="checkbox"/> Public/Government <input type="checkbox"/> Private/Community
b. Give a brief description of purpose, use, and daily operations of the project when complete. The purpose of the proposed project is to realign an existing overhead powerline to accommodate the relocation of US 158. The use of the site will remain the same, transmission of electricity.	
c. Describe the proposed construction methodology, types of construction equipment to be used during construction, the number of each type of equipment and where it is to be stored. Equipment will be stored within the utility easement. An auger truck will be used to drill the two new holes. A small crane will be used to remove the old poles and install the new.	
d. List all development activities you propose. There will be no development.	
e. Are the proposed activities maintenance of an existing project, new work, or both?	New work
f. What is the approximate total disturbed land area resulting from the proposed project?	0.5 <input type="checkbox"/> Sq.Ft or <input checked="" type="checkbox"/> Acres
g. Will the proposed project encroach on any public easement, public accessway or other area that the public has established use of?	<input checked="" type="checkbox"/> Yes <input type="checkbox"/> No <input type="checkbox"/> NA
h. Describe location and type of existing and proposed discharges to waters of the state. There will be no discharge into waters of the state.	
i. Will wastewater or stormwater be discharged into a wetland?	<input type="checkbox"/> Yes <input checked="" type="checkbox"/> No <input type="checkbox"/> NA
If yes, will this discharged water be of the same salinity as the receiving water?	<input type="checkbox"/> Yes <input type="checkbox"/> No <input type="checkbox"/> NA
j. Is there any mitigation proposed?	<input type="checkbox"/> Yes <input checked="" type="checkbox"/> No <input type="checkbox"/> NA
If yes, attach a mitigation proposal.	

<Form continues on back>

6. Additional Information

In addition to this completed application form, (MP-1) the following items below, if applicable, must be submitted in order for the application package to be complete. Items (a) – (f) are always applicable to any major development application. Please consult the application instruction booklet on how to properly prepare the required items below.

a. A project narrative.

b. An accurate, dated work plat (including plan view and cross-sectional drawings) drawn to scale. Please give the present status of the proposed project. Is any portion already complete? If previously authorized work, clearly indicate on maps, plats, drawings to distinguish between work completed and proposed.

c. A site or location map that is sufficiently detailed to guide agency personnel unfamiliar with the area to the site.

d. A copy of the deed (with state application only) or other instrument under which the applicant claims title to the affected properties.

e. The appropriate application fee. Check or money order made payable to DENR.

f. A list of the names and complete addresses of the adjacent waterfront (riparian) landowners and signed return receipts as proof that such owners have received a copy of the application and plats by certified mail. Such landowners must be advised that they have 30 days in which to submit comments on the proposed project to the Division of Coastal Management.

Name	Phone No.
Address	
Name	Phone No.
Address	
Name	Phone No.
Address	

g. A list of previous state or federal permits issued for work on the project tract. Include permit numbers, permittee, and issuing dates.

None

h. Signed consultant or agent authorization form, if applicable.

i. Wetland delineation, if necessary.

j. A signed AEC hazard notice for projects in oceanfront and inlet areas. *(Must be signed by property owner)*

k. A statement of compliance with the N.C. Environmental Policy Act (N.C.G.S. 113A 1-10), if necessary. If the project involves expenditure of public funds or use of public lands, attach a statement documenting compliance with the North Carolina Environmental Policy Act.

7. Certification and Permission to Enter on Land

I understand that any permit issued in response to this application will allow only the development described in the application. The project will be subject to the conditions and restrictions contained in the permit.

I certify that I am authorized to grant, and do in fact grant permission to representatives of state and federal review agencies to enter on the aforementioned lands in connection with evaluating information related to this permit application and follow-up monitoring of the project.

I further certify that the information provided in this application is truthful to the best of my knowledge.

Date Oct 11, 2011 Print Name Gregory J. Thayer, PhD
Signature E. L. Luck

- Please indicate application attachments pertaining to your proposed project.
- DCM MP-2 Excavation and Fill Information
 - DCM MP-3 Upland Development
 - DCM MP-4 Structures Information
 - DCM MP-5 Bridges and Culverts



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BEVERLY EAVES PERDUE
GOVERNOR

EUGENE A. CONTI, JR.
SECRETARY

October 11, 2011

Annie Baker
142 Sheriff Road
Ahoskie, NC 27910

Dear Landowner:

The North Carolina Department of Transportation is planning to US 158 from Murfreesboro Bypass to US-13 west of Winton. This project crosses an Area of Environmental Concern, as defined by the North Carolina Division of Coastal Management (DCM), and must be approved by the DCM under provisions of the Coastal Area Management Act (CAMA). One of the prerequisites to this approval is that adjacent riparian landowners be given an opportunity to comment on the proposal. A vicinity map and site drawings are enclosed for your review.

The attached form is submitted to ensure that you have an opportunity to comment on the proposal. The work planned is depicted in the attached drawing. If you have **no** objections to the proposal, please return the form with your response within 10 days to this office. If you **do** have objections to the project, please forward your comments to:

Mr. Stephen Lane
N.C. Division of Coastal Management
400 Commerce Avenue
Morehead City, NC 28557

Thank you for your cooperation.

Sincerely,

fej Gregory J. Thorpe, Ph.D., Manager
Project Development Environmental Analysis

Enclosures

cc: Stephen Lane, NCDOT
File R-2583

ADJACENT RIPARIAN LANDOWNER STATEMENT

(US 158 from Murfreesboro Bypass to US-13 west of Winton)

TIP Project No. R-2583

General Statutes and Division of Coastal Management Major Development Permit approval procedures require that riparian landowners with property adjoining a proposed development in an Area of Environmental Concern (AEC) be given ten (10) days in which to comment on the proposed development. This form allows the adjacent riparian landowner to express either: (1) that he/she objects to the project; or, (2) that he/she does not object and desires to waive his/her right to the 10-day period so that the processing of the application can progress more rapidly. Of course, the adjacent riparian landowner need not sign this form at all if he/she so chooses.

I, _____, am an adjacent riparian property owner and am aware of the North Carolina Department of Transportation's plans for widening US 158 from Murfreesboro Bypass to US-13 west of Winton in Hertford County, North Carolina. I am further aware that this work will occur in one or more Areas of Environmental Concern and therefore will require authorization from the Division of Coastal Management in accordance with the Coastal Area Management Act (CAMA).

_____ I have no objection to the project as presently proposed and hereby waive that right of objection as provided in General Statute 113-229

_____ I have objections to the project as presently proposed and my comments are attached

Signature of Adjacent Riparian Landowner

Date

Phone Number with Area Code



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EUGENE A. CONTI, JR.
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October 11, 2011

John Charles Jones
PO Box 368
Ahoskie, NC 27910

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Mr. Stephen Lane
N.C. Division of Coastal Management
400 Commerce Avenue
Morehead City, NC 28557

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Sincerely,

Gregory J. Thorpe

Gregory J. Thorpe, Ph.D., Manager
Project Development Environmental Analysis

Enclosures

cc: Stephen Lane, NCDOT
File R-2583

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Signature of Adjacent Riparian Landowner

Date

Phone Number with Area Code

Additional Information

a. Project Narrative

The work is being conducted as part of the US 158 improvements. The upland utility work is the first phase of the improvement work. An application for the remaining work will be submitted at a later date.

An on-site meeting was held with Stephen Lane, Coastal management Representative on June 28, 2011. It was determined that two public trust waters exist on site, Potecasi Creek and an unnamed tributary to Potecasi Creek. Potecasi Creek is the only public trust waters being affected by the upland utility relocations. At Potecasi Creek an existing power line will be realigning to accommodate the relocation of US158. An existing water line under the unnamed tributary will be retained. The current power line alignment runs parallel to Potecasi Creek. The new alignment will not pass completely over Potecasi Creek. It will pass over a bend in the creek, and remain on the south side. See attached plan sheets.

CONSTRUCTION METHODS

b. Status of Proposed Project

Work has not been initiated on the upland utility relocation. The beginning of all upland utility relocation is pending CAMA authorization, property acquisition and easement acquisition.

c. Location Map

A location map is attached.

d. Deed

The site is currently owned by John Charles Jones (Hertford County PIN83# 5987-92-2297). There is no deed on record for the property. Prior commencement of the upland utility relocation, property and easements will be acquired.

e. Application Fee

A check in the amount of \$400 is attached. The permit applied for is a major permit for public or commercial development.

f. Adjacent Landowners

Land owners were contacted during the planning phase of the project. Public meeting were held as part of the NEPA process.

g. Previous Permits Issued for the Work

There have been no other permits issued for the upland utility relocation work.

h. Signed Agent Authorization From

A signed authorization form is attached.

i. Wetland Delineation

A wetland delineation was conducted in the area. Agency verified wetlands are shown on the plan sheets.

j. Signed AEC Hazard Notice

A signed AEC hazard notice is not required. The project is not located in an oceanfront or inlet area.

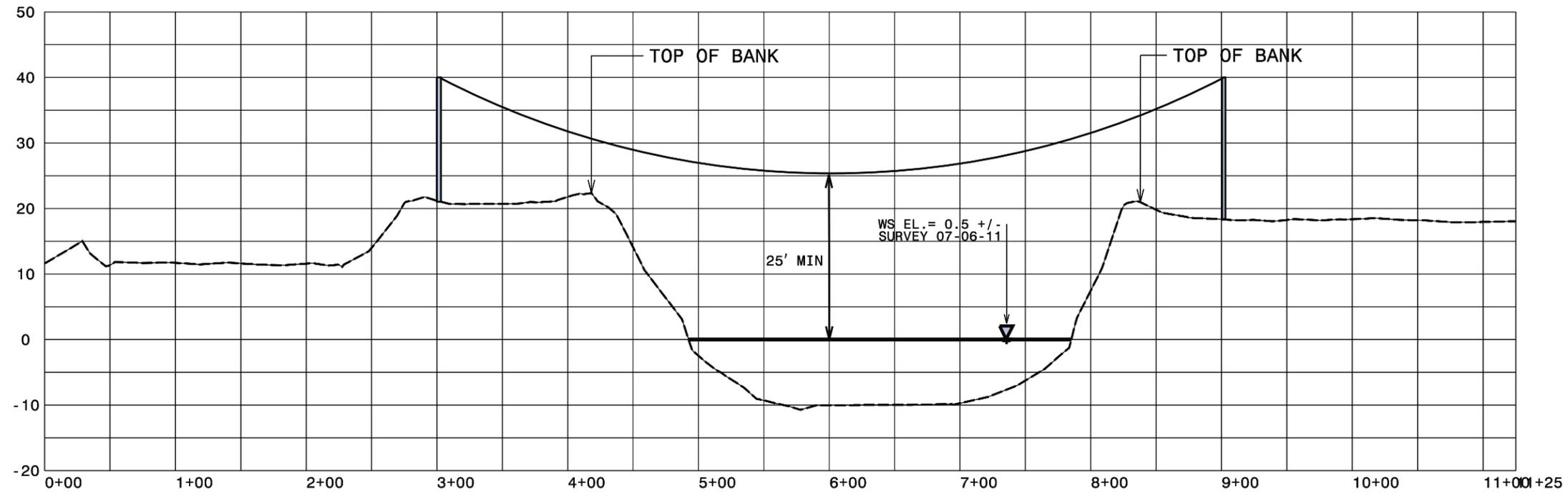
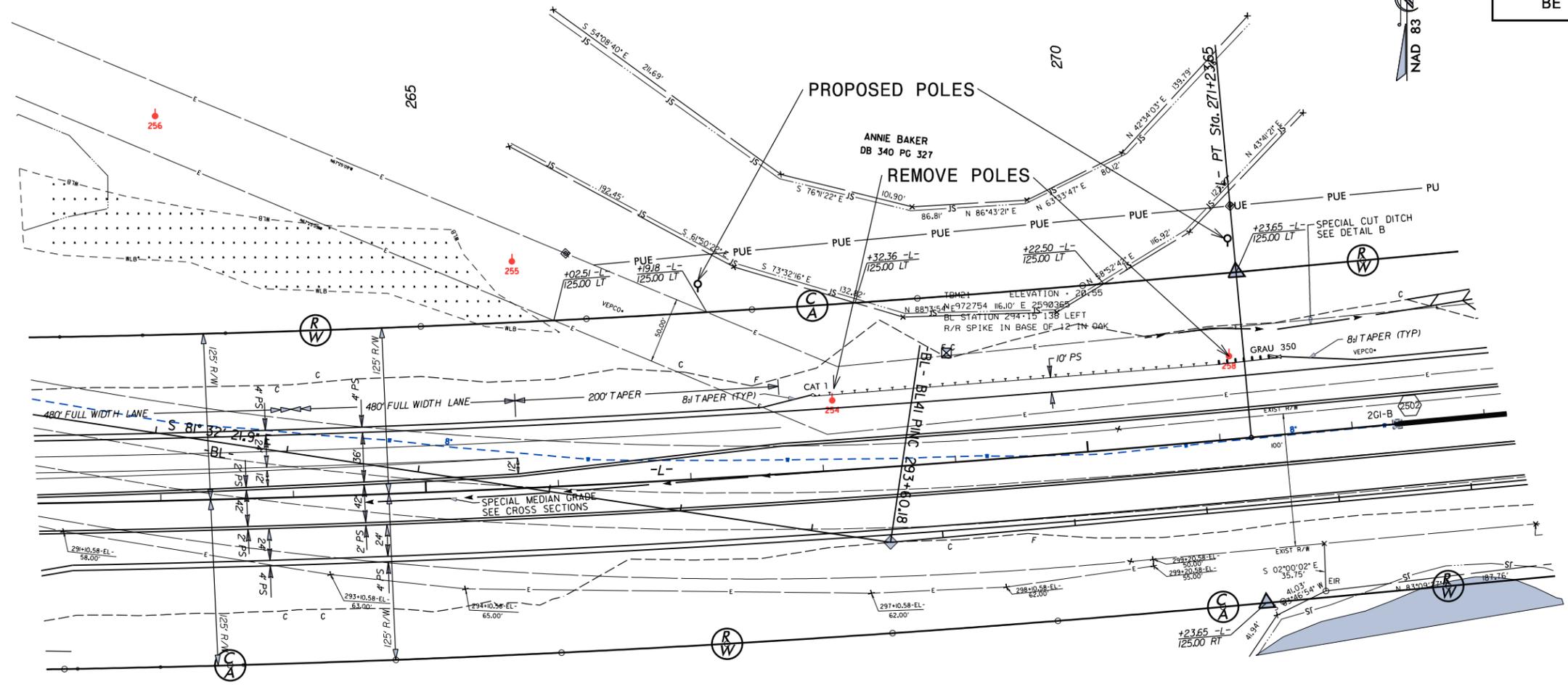
k. Statement of Compliance with N.C. Environmental Policy Act

A State Finding of No Significant Impact was signed on June 3, 2008. A copy is attached.

PLAN - POTECASI

UTILITIES BY OTHERS

NOTE:
ALL PROPOSED UTILITY WORK
SHOWN ON THIS SHEET WILL
BE DONE BY OTHERS



5/14/99

CONSTRUCTION

